

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK**

ROBERT L. SWEENEY <i>Plaintiff,</i>	)	Civil Action No. 5:21-CV-01267
	)	
	)	
vs.	)	
	)	
KILOLO KIJAKAZI, ACTING COMMISSIONER OF SOCIAL SECURITY <i>Defendant.</i>	)	Stipulation – Document Filed Electronically
	)	
	)	

**Parties' Stipulation for Remand**

The parties stipulate that the Acting Commissioner's final decision be reversed and that this action be remanded to the Acting Commissioner for further administrative proceedings pursuant to the fourth sentence of 42 U.S.C. § 405(g). On remand, the Acting Commissioner will offer Plaintiff the opportunity for a hearing, take further action to complete the administrative record, and issue a new decision. The parties consent to the entry of judgment pursuant to Rule 58 of the Federal Rules of Civil Procedure.

Respectfully Submitted,

Kilolo Kijakazi,

By Her Attorneys

Carla B. Freedman,  
United States Attorney

/s/ Molly Carter  
Molly Carter  
Special Assistant United States Attorney  
NY Bar Roll No. 701004  
Social Security Administration  
Office of the General Counsel

Robert L. Sweeney

By His Attorney

/s/ Howard D. Olinsky<sup>1</sup>  
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<sup>1</sup> Signed with consent obtained by email by Special Assistant United States Attorney Molly Carter, received on August 8, 2022.

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Date: August 15, 2022

IT IS SO ORDERED.

  
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Frederick J. Scullin, Jr.  
Senior United States District Judge